SHRI G.S. SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE G.V. SEETHAPATHY
WRIT PETITION NO. 17999 OF 2006

BETWEEN

We The People (An NGO represented by its Secretary)
Jyothula Ravi Kumar

.....Petitioner

And

The Union of India
Rep by its Secretary,
Ministry of Human Resource Development,
New Delhi & another

.....Respondents

Counsel for the petitioner : Shri Vishal Saxena

Counsel for Respondent No.1 : Shri A. Rajasekhar Reddy
Counsel for Respondent No.2 : Government Pleader for Home

Dated: 30.08.2006

::O R D E R::

Per G.S. SINGHVI, CJ

In this petition, the petitioner has made the following substantive prayer:

" The Hon'ble Court may be pleased to issue a direction, order or a writ more appropriately one in the nature of a writ of mandamus declaring the practice of (a) not applying provisions of Section 4 of Probation of Offenders Act, 1958 to release poor prisoners on probation of good conduct and (b) insisting only upon furnishing of sureties to sums of monies beyond the powers and financial reach of the accused and without keeping the financial status of the accused in view and thereby effectively forcing poverty stricken inmates languish in jails for their failure to furnish such sureties till their cases in trial/appeal are disposed of or their sentence is served out as being violative of constitutional mandates of equality before law (guaranteed under article 14 of the Constitution of India and right to life (guaranteed under Article 21 of the Constitution of India) and therefore ultra vires."

Learned counsel for the petitioner says that his client may be permitted to withdraw the writ petition.

In view of the statement made by the learned counsel, the writ petition is dismissed as withdrawn.

As a sequel to dismissal of the writ petition as withdrawn, W.P.M.P.No.22600 of 2006 filed by the petitioner for interim relief is also dismissed.

G.S. SINGHVI, CJ

G.V. SEETHAPATHY, J

30.08.2006
ksld